

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:19-cv-02708-EGS**

PUBLIC EMPLOYEES FOR ENVIRONMENTAL
RESPONSIBILITY v. BERNHARDT et al
Assigned to: Judge Emmet G. Sullivan
Cause: 05:552 Freedom of Information Act

Date Filed: 09/10/2019
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

**PUBLIC EMPLOYEES FOR
ENVIRONMENTAL
RESPONSIBILITY**

represented by **Peter T. Jenkins**
PUBLIC EMPLOYEES FOR
ENVIRONMENTAL RESPONSIBILITY
– PEER
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962 Wayne Ave # 610
Silver Spring, MD 20910
United Sta
2022654189
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ATTORNEY TO BE NOTICED

V.

Defendant

DAVID BERNHARDT
*In his official capacity as Secretary of the
U.S. Department of the Interior.*

represented by **Marina Utgoff Braswell**
U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA
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Washington, DC 20530
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

U.S. FISH & WILDLIFE SERVICE

represented by **Marina Utgoff Braswell**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/10/2019	<u>1</u>	COMPLAINT against All Defendants (Filing fee \$ 400 receipt number 0090-6369184) filed by PUBLIC EMPLOYEES FOR ENVIRONMENTAL RESPONSIBILITY. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Declaration Local Rule Declaration, # <u>3</u> Summons, # <u>4</u> Summons, # <u>5</u> Summons, # <u>6</u> Summons)(Jenkins, Peter) (Attachment 1 replaced on 9/16/2019) (zeg). (Entered: 09/10/2019)
09/10/2019	<u>3</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by PUBLIC EMPLOYEES FOR ENVIRONMENTAL RESPONSIBILITY (zeg) (Entered: 09/16/2019)
09/13/2019	<u>2</u>	ERRATA to Plaintiff's Complaint by PUBLIC EMPLOYEES FOR ENVIRONMENTAL RESPONSIBILITY <u>1</u> Complaint, filed by PUBLIC EMPLOYEES FOR ENVIRONMENTAL RESPONSIBILITY. (Jenkins, Peter) (Entered: 09/13/2019)

09/16/2019		Case Assigned to Judge Emmet G. Sullivan. (zeg) (Entered: 09/16/2019)
09/16/2019	<u>4</u>	SUMMONS (4) Issued Electronically as to DAVID BERNHARDT, U.S. FISH & WILDLIFE SERVICE, U.S. Attorney and U.S. Attorney General (Attachment: # <u>1</u> Notice and Consent)(zeg) (Entered: 09/16/2019)
09/23/2019	<u>5</u>	STANDING ORDER: The parties are directed to read the attached Standing Order Governing Civil Cases Before Judge Emmet G. Sullivan in its entirety upon receipt. The parties are hereby ORDERED to comply with the directives in the attached Standing Order. Signed by Judge Emmet G. Sullivan on 09/23/19. (Attachment: Exhibit 1) (mac) (Entered: 09/23/2019)
10/17/2019	<u>6</u>	NOTICE of Appearance by Marina Utgoff Braswell on behalf of DAVID BERNHARDT, U.S. FISH & WILDLIFE SERVICE (Braswell, Marina) (Entered: 10/17/2019)
10/30/2019	<u>7</u>	ANSWER to Complaint by DAVID BERNHARDT, U.S. FISH & WILDLIFE SERVICE.(Braswell, Marina) (Entered: 10/30/2019)
10/31/2019		MINUTE ORDER. Plaintiff brings this action pursuant to the Freedom of Information Act ("FOIA"), 5 U.S.C. § 552. The parties are directed to meet and confer and propose a joint scheduling order for further proceedings in this case by no later than November 21, 2019. The parties' joint proposed scheduling order shall address the following: (1) The status of Plaintiff's FOIA requests; (2) The anticipated number of documents responsive to Plaintiff's FOIA requests; (3) The anticipated date(s) for release of documents responsive to Plaintiff's FOIA requests; (4) Whether a motion for an Open America stay is likely in this case; (5) Whether a Vaughn index will be required in this case; (6) Whether this case would benefit from referral to a magistrate judge or the District Court Mediation Program for purposes of settlement; and (7) A proposed briefing schedule for dispositive motions, if applicable. If the parties are unable to agree on a joint recommendation, the joint proposed scheduling order shall include each party's individual recommendations. Signed by Judge Emmet G. Sullivan on 10/31/2019. (lcegs3) (Entered: 10/31/2019)
11/01/2019		Set/Reset Deadlines: Joint Scheduling Order due by 11/21/2019. (mac) (Entered: 11/01/2019)
11/21/2019	<u>8</u>	Joint STATUS REPORT by PUBLIC EMPLOYEES FOR ENVIRONMENTAL RESPONSIBILITY. (Jenkins, Peter) (Entered: 11/21/2019)
11/22/2019		MINUTE ORDER. In view of the <u>8</u> Joint Status Report, the parties are directed to file another joint status report by no later than January 31, 2020, informing the Court of the status of Defendants' production and proposing a recommendation for further proceedings. The parties shall file a proposed order with each joint status report. Signed by Judge Emmet G. Sullivan on 11/22/2019. (lcegs3) (Entered: 11/22/2019)
11/22/2019		Set/Reset Deadlines: Joint Status Report due by 1/31/2020. (mac) (Entered: 11/22/2019)